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Patent
268/227

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re the Application of:

Ron L. Blackburn and Craig H. Dennis

Serial No.: 09/682,732

Filed: October 11, 2001

For: PROTECTIVE, ORTHOTIC INSERT FOR
FOOTWEAR

Group Art Unit: Unknown

Examiner: Unknown

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

☒ This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d). Thus, no fee is required.

SD-168310.1

CERTIFICATE OF MAILING
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

November 6, 2001
Date of Deposit

Brigitte Caric

Name of Person Mailing Paper

Signature of Person Mailing Paper

- ☒ However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.

PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES:

The Commissioner is authorized to charge any fees required by the filing of these papers, and to credit any overpayment to Lyon & Lyon's Deposit Account No. 12-2475.

Dated: November 6, 2001

Respectfully submitted,
LYON & LYON LLP

By: _____

Jason W. Wolff
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INFORMATION DISCLOSURE STATEMENT

Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date stamp and returning this card to our office. Thank You.

Applicant(s): Blackburn and Dennis

Docket No.: 268/227-US

Client Name: Rhino Tuff, Inc.

Date of Deposit: November 6, 2001

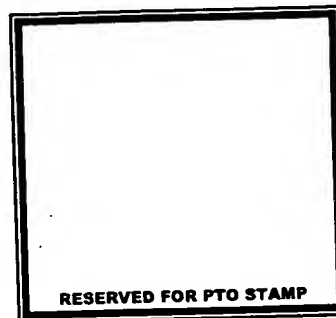
Serial No.: 09/682,732

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FOR FOOTWEAR

Filing Date: October 11, 2001

Attorney(s): Jason W. Wolff

Enclosure(s): Information Disclosure Statement; Form PTO 1449;
26 references.



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